



General Assembly

January Session, 2011

Raised Bill No. 1223

LCO No. 5038

05038_____JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

***AN ACT CONCERNING THE RESPONSIBILITIES OF A PARENT OR
GUARDIAN OF A CHILD CONVICTED AS DELINQUENT.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (b) of section 46b-140 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2011*):

4 (b) Upon conviction of a child as delinquent, the court: (1) May (A)
5 place the child in the care of any institution or agency which is
6 permitted by law to care for children; (B) order the child to participate
7 in an alternative incarceration program; (C) order the child to
8 participate in a wilderness school program operated by the
9 Department of Children and Families; (D) order the child to participate
10 in a youth service bureau program; (E) place the child on probation; (F)
11 order the child or the parents or guardian of the child or both to make
12 restitution to the victim of the offense in accordance with subsection
13 (d) of this section; (G) order the child to participate in a program of
14 community service in accordance with subsection (e) of this section; or
15 (H) withhold or suspend execution of any judgment; [and] (2) shall
16 impose the penalty established in subsection (b) of section 30-89, for

17 any violation of said subsection (b); and (3) shall order the parent or
 18 parents or guardian of the child to attend all subsequent court hearings
 19 related to the delinquency. Failure of a parent or parents or guardian
 20 of the child to attend a subsequent court hearing in accordance with
 21 such order may be punished as contempt of court.

22 Sec. 2. (NEW) (*Effective October 1, 2011*) Whenever a child, as defined
 23 in section 46b-120 of the general statutes, has been convicted as
 24 delinquent, the parent or guardian of the child shall participate in all
 25 programs of care, treatment or rehabilitation related to the
 26 delinquency, and shall be liable to reimburse the state for such care,
 27 treatment or rehabilitation to the same extent, and under the same
 28 terms and conditions, as are the parents of recipients of public
 29 assistance, except that if the court determines that the parent or
 30 guardian is unable to pay for such care, treatment or rehabilitation, the
 31 court shall order the parent or guardian to perform community
 32 service.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2011</i>	46b-140(b)
Sec. 2	<i>October 1, 2011</i>	New section

Statement of Purpose:

To: (1) Require the parents or guardian of a child who has been convicted as delinquent to attend any court hearing related to the delinquency, and make failure to attend such court hearing punishable as contempt of court, and (2) require a parent or guardian to participate in and pay for the cost of care, treatment and rehabilitation for a child who has been convicted as delinquent.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]